

10/05/01

Sector 8
#3 ✓

Patent

Attorney Docket: 259/058



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Inventors: James M. Lipton and Anna P. Catania

Serial No.: 09/828,272

Filed: April 6, 2001

For: Use of KPV Tripeptide For Dermatological Disorders

Group Art Unit: 1646

Examiner: Not Yet Assigned

TRANSMITTAL OF MISSING PARTS

Box Missing Parts
 Commissioner for Patents
 Washington, D.C. 20231

10/10/2001 MBERHE 00000084 09828272
 05 FC:216 200.00 DP

Sir:

I. DOCUMENTS ENCLOSED:

In response to the **NOTICE TO FILE MISSING PARTS OF APPLICATION UNDER 37 CFR § 1.53(f)**, which was mailed by the Patent Office on August 6, 2001, enclosed are:

- Declaration
- Power of Attorney: Separate or Combined with Declaration
- Assignment of the invention to _____ (together with PTO Form 1595)
- A copy of the Notice to File Missing Parts of Application under 37 CFR § 1.53(f)

CERTIFICATE OF MAILING
 (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

EL 740476830US
 Express Mail Label No.

October 3, 2001
 Date of Deposit

Debbie Gilbert
 Name of Person Mailing Paper
Debbie Gilbert
 Signature of Person Mailing Paper

II. REQUEST FOR EXTENSION OF TIME:

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

- Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$55.00	\$110.00
<input checked="" type="checkbox"/> two months	\$200.00	\$400.00
<input type="checkbox"/> three months	\$460.00	\$920.00
<input type="checkbox"/> four months	\$720.00	\$1,440.00
<input type="checkbox"/> five months	\$980.00	\$1,960.00
	Fee	\$200.00

- If any extension fee is required, please consider this a petition therefor.

III. FILING FEES

- Applicant claims small entity status pursuant to 37 CFR 1.27.

BASIC FILING FEE:						\$740.00	
Total Claims	38	-	20	=	18	x \$18.00	\$324.00
Independent Claims	4	-	3	=	1	x \$84.00	\$84.00
Multiple Dependent Claims	\$280	(if applicable)			<input type="checkbox"/>	\$0.00	
Surcharge 37 CFR § 1.16(e)	\$130	(if applicable)			<input checked="" type="checkbox"/>	\$130.00	
TOTAL OF ABOVE CALCULATIONS						\$1,278.00	
Reduction by $\frac{1}{2}$ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.						<input checked="" type="checkbox"/>	\$639.00
Extension of Time (from above)							\$200.00
Assignment -- \$40 (if applicable)						<input type="checkbox"/>	\$0.00
TOTAL FEES SUBMITTED HEREWITH							\$839.00

IV. METHOD OF PAYMENT OF FEES:

- A check in the amount of \$839.00 is enclosed to cover the above fee(s).
- Charge Lyon & Lyon's Deposit Account No. **12-2475** in the amount of _____.

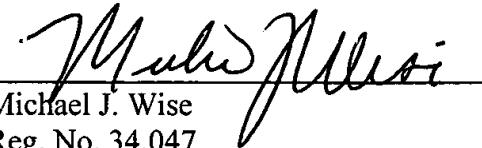
- The Commissioner is authorized to charge Lyon & Lyon's Deposit Account No. **12-2475** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account No. **12-2475**.

Respectfully submitted,

LYON & LYON LLP

Dated: 10/3/01

By:


Michael J. Wise
Reg. No. 34,047



22249

PATENT TRADEMARK OFFICE

LYON & LYON LLP
Suite 4700
633 W. Fifth Street
Los Angeles, CA 90071
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UNITED STATES PATENT AND TRADEMARK OFFICE

#4

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/828,272	04/06/2001	James M. Lipton	259/058

CONFIRMATION NO. 6351

22249
LYON & LYON LLP
SUITE 4700
633 WEST FIFTH STREET
LOS ANGELES, CA 90071-2066

FORMALITIES LETTER



OC00000006154467

Date Mailed: 06/06/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$202.
 - \$162 for 18 total claims over 20.
 - \$40 for 1 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 622.**

*A copy of this notice **MUST** be returned with the reply.*

1	10/10/2001 MBERHE 00000084 09828272	
01	FC:201	370.00 OP
02	FC:205	65.00 OP
03	FC:203	162.00 OP
04	FC:202	42.00 OP

Sorley
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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